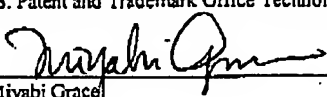


App. No. 10/671,764

Docket No. 58934-010300

| Certificate of Transmission | |
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| I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office Technology Center 3700 Beliore Final Fax No. 703-872-9302. | |
| August 4, 2004 Date |  Miyabi Grace |

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|-----------------|-----------------------|-----------------|----------------|
| Application No. | 10/671,764 | Group Art Unit: | 3731 |
| Applicant(s): | John H. Crabtree | Examiner: | To be assigned |
| Filing Date: | September 26, 2003 | Docket No. | 58934-010300 |
| Title: | TUNNEL PORT APPARATUS | Customer No. | 33717 |

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT [37 C.F.R. § 1.56]

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

This Information Disclosure Statement is being submitted within three months of the filing date of a national application other than a continued prosecution application under 37 C.F.R. § 1.53(d), or within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application; or before the mailing date of a first Office action on the merits, and therefore, Applicant believes no fee is required;

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked

App. No. 10/671,764

Docket No. 58934-010300

as being considered and initialed by the Examiner, to the undersigned with the next official communication.

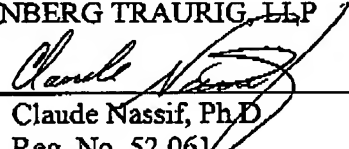
No fee is believed due. However, if the Applicant is mistaken, the Commissioner is hereby authorized to charge any required fee in connection with the submission of this paper, or to credit any overpayment to Deposit Account No. 50-2638.

Respectfully submitted,

GREENBERG TRAURIG, LLP

Date August 4, 2004

By


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Tel.: (310) 586-7828

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Santa Monica, California 90404
Telephone: 310-586-7700
Facsimile: 310-586-7800

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| FORM PTO-1449 | Attorney Docket Number | 58934-010300 |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) | Application Number | 10/671,764 |
| | Filing Date | September 26, 2003 |
| | Applicant(s) | John Crabtree |
| | Group Art Unit | 3731 |
| | Examiner Name | To be assigned |

| U.S. PATENT DOCUMENTS | | | | | | |
|-----------------------|-----------------|--------------|----------|-------|----------|----------------------------|
| EXAMINER INITIALS | DOCUMENT NUMBER | ISSUE DATE | PATENTEE | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
| | 6,589,212 | Jul. 8, 2003 | Navis | | | Nov. 8, 1999 |
| | 6,638,253 | Oct 28, 2003 | Breznock | | | Jul. 17, 2001 |
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| FOREIGN PATENT DOCUMENTS | | | | | | | |
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| EXAMINER INITIALS | DOCUMENT NUMBER | PUBLICATION DATE | COUNTRY OR PATENT OFFICE | CLASS | SUBCLASS | TRANSLATION | |
| | | | | | | YES | NO |
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| OTHER DOCUMENTS | |
|-------------------|--|
| EXAMINER INITIALS | Include name of the author (in CAPITAL LETTERS), title of the article, title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. |
| | PCT/US03/40319 International Search Report, June 25, 2004, by Officer Vy Q. Bui |
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| EXAMINER SIGNATURE | DATE CONSIDERED |
| EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. | |
| Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE | |